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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/366,081	08/02/1999	SYDNEY BRENNER	802-04RE	2643

7590

05/22/2002

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EXAMINER

SCHMIDT, MARY M

ART UNIT

PAPER NUMBER

1635

DATE MAILED: 05/22/2002

Lo

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1635

Reexamination

1. The reply filed on 1/8/02 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): In the Official Action mailed 4/9/01, Applicant was notified on pages 2-5 (specifically, subject (5) on page 3 and subject (9) on page 5) that the new Sequence Listing introduced new matter since no support could be found for SEQ ID NOS:9, 10, 17 in the specification as originally filed. Applicant did not correct this in the response filed 1/8/02.

Applicant wrote in the response (pages 2-3) that "these corrected sequences are identical to SEQ ID NOS: 1, 2, 4, 11, 12, 13 and 14 , respectively of recently issued U.S. Patent No. 6,280,935, which was also examined by Examiner Shibuya. Accordingly, they should be found acceptable by the Examiner in the present application." However, this Application is not a re-examination of 6,280,935 but is instead a re-examination of U.S. Patent 5,654,413. Applicants' arguments are not relevant to the instant specification. Applicant has thus not complied with the Sequence Rules set forth in 37 CFR 1.821 through 1.825. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

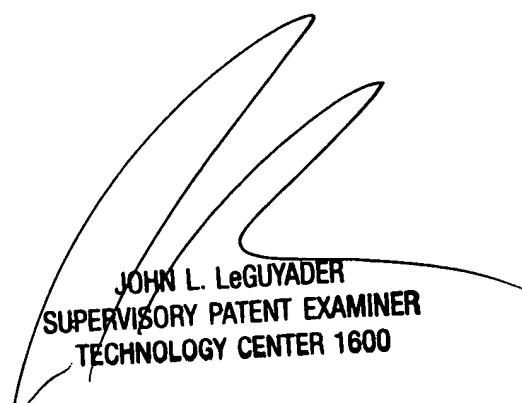
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2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to *Mary M. Schmidt*, whose telephone number is (703) 308-4471.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, *John LeGuyader*, may be reached at (703) 308-0447.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group Analyst, *Katrina Turner*, whose telephone number is (703) 305-3553.

M. M. Schmidt
May 20, 2002



JOHN L. LeGUYADER
SUPERVISORY PATENT EXAMINER
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